

SENATE BILL 99

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2003 Regular Session
(3r0720)

ENROLLED BILL

-- Education, Health, and Environmental Affairs/Health and Government Operations --

Introduced by **The President (By Request - Department of Legislative Services)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **State Acupuncture Board - Sunset Extension and Program Evaluation -**
3 **Licensure Requirements**

4 FOR the purpose of continuing the State Acupuncture Board in accordance with the
5 provisions of the Maryland Program Evaluation Act (Sunset Law) by extending
6 to a certain date the termination provisions relating to the statutory and
7 regulatory authority of the Board; requiring that an evaluation of the Board and
8 the statutes and regulations that relate to the Board be performed on or before
9 a certain date; altering certain licensure requirements to include the achievement
10 of a certain status; making certain technical corrections; making stylistic
11 changes; and generally relating to the State Acupuncture Board.

12 BY repealing and reenacting, with amendments,
13 Article - Health Occupations
14 Section 1A-302 and 1A-502
15 Annotated Code of Maryland

1 (2000 Replacement Volume and 2002 Supplement)

2 BY repealing and reenacting, without amendments,

3 Article - State Government

4 Section 8-403(a)

5 Annotated Code of Maryland

6 (1999 Replacement Volume and 2002 Supplement)

7 BY repealing and reenacting, with amendments,

8 Article - State Government

9 Section 8-403(b)(1)

10 Annotated Code of Maryland

11 (1999 Replacement Volume and 2002 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Health Occupations**

15 1A-302.

16 (a) To qualify for a license, an applicant shall be an individual who meets the
17 requirements of this section.

18 (b) The applicant shall:

19 (1) Be of good moral character;

20 (2) Be at least 18 years old;

21 (3) Demonstrate competence in performing acupuncture by meeting one of
22 the following standards for education or training:

23 (i) Graduation from a course of training of at least 1,800 hours IN
24 ACUPUNCTURE, including 300 clinical hours, that is:

25 1. Approved by the Maryland Higher Education Commission;

26 2. Accredited by the [National Accreditation Commission for
27 Schools and Colleges of Acupuncture and Oriental Medicine] ACCREDITATION
28 COMMISSION FOR ACUPUNCTURE AND ORIENTAL MEDICINE; or

29 3. Found by the Board to be equivalent to a course approved
30 by the [National Accreditation Commission for Schools and Colleges of Acupuncture
31 and Oriental Medicine] ACCREDITATION COMMISSION FOR ACUPUNCTURE AND
32 ORIENTAL MEDICINE; or

33 (ii) Achievement of a [passing score on an examination that is]:

1 1. [Given by the National Commission for the Certification of
 2 Acupuncturists] DIPLOMATE IN ACUPUNCTURE FROM THE NATIONAL
 3 CERTIFICATION COMMISSION FOR ACUPUNCTURE AND ORIENTAL MEDICINE; or

4 2. [Determined] PASSING SCORE ON AN EXAMINATION
 5 THAT IS DETERMINED by the Board to be equivalent to the examination given by the
 6 [National Commission for the Certification of Acupuncturists] NATIONAL
 7 CERTIFICATION COMMISSION FOR ACUPUNCTURE AND ORIENTAL MEDICINE;

8 (4) Demonstrate the ability to communicate in the English language; and

9 (5) Meet any other qualifications that the Board establishes in
 10 regulations.

11 1A-502.

12 Subject to the evaluation and reestablishment provisions of the MARYLAND
 13 Program Evaluation Act, this title and all rules and regulations adopted under this
 14 title shall terminate and be of no effect after July 1, [2005] 2015.

15 **Article - State Government**

16 8-403.

17 (a) On or before December 15 of the 2nd year before the evaluation date of a
 18 governmental activity or unit, the Legislative Policy Committee, based on a
 19 preliminary evaluation, may waive as unnecessary the evaluation required under this
 20 section.

21 (b) Except as otherwise provided in subsection (a) of this section, on or before
 22 the evaluation date for the following governmental activities or units, an evaluation
 23 shall be made of the following governmental activities or units and the statutes and
 24 regulations that relate to the governmental activities or units:

25 (1) Acupuncture[, State Board of] BOARD, STATE (§ 1A-201 of the
 26 Health Occupations Article: July 1, [2004] 2014);

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
 28 effect October 1, 2003.